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Attorneys for Defendants  
SMITHKLINE BEECHAM CORPORATION dba  
GLAXOSMITHKLINE and McKESSON  
CORPORATION

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

## GEORGE FISHER,

Plaintiff,

v.  
SMITHKLINE BEECHAM  
CORPORATION dba  
GLAXOSMITHKLINE and McKESSON  
CORPORATION,

## Defendants.

Case No. CV-07-5889 MHP

**DECLARATION OF KRISTA L.  
COSNER IN SUPPORT OF MOTION  
BY DEFENDANT SMITHKLINE  
BEECHAM CORPORATION d/b/a  
GLAXOSMITHKLINE TO STAY ALL  
PROCEEDINGS PENDING TRANSFER  
BY THE JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION TO  
MDL 1871 (E.D. PA)**

**DATE:** January 14, 2008  
**TIME:** 2:00 p.m.  
**COURTROOM:** 15  
**JUDGE:** Marilyn H. Patel

I, KRISTA L. COSNER, declare:

22       1. I am an attorney admitted to practice before all courts of the State of  
23 California and am an Associate with Drinker Biddle & Reath, LLP, attorneys for  
24 SMITHKLINE BEECHAM CORPORATION dba GLAXOSMITHKLINE (“GSK”) in  
25 this action. I make this Declaration based on my personal knowledge, in support of  
26 Defendant GSK’s Motion to Stay All Proceedings Pending Transfer by the Judicial Panel  
27 on Multidistrict Litigation to MDL 1871 (E.D. PA) in the above-captioned matter. I  
28 would and could competently testify to the matters stated in this Declaration if called as a

witness.

2. A true and accurate copy of the Judicial Panel on Multidistrict Litigation's Conditional Transfer Order (CTO-4), *In re Avandia Marketing, Sales Practices and Products Liability Litigation*, MDL 1871 (E.D.P.A.) is attached as **Exhibit A**.

3. A true and accurate copy of the Judicial Panel on Multidistrict Litigation's Transfer Order, *In re Avandia Marketing, Sales Practices and Products Liability Litigation*, MDL 1871 (E.D.P.A.) is attached as **Exhibit B**.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on this 6th day of December, 2007 in San Francisco, California.

KRISTA L. COSNER /s/